

09/07/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 67-201

NAME AND ADDRESS: HOLLY SPIERING
2591 HORSE FLAT ROAD
WEISER ID 83610

Monte Spiering
2591 HORSE FLAT ROAD
WEISER ID 83610

SOURCE: PINE CREEK

TRIBUTARY: WEISER RIVER

QUANTITY: 0.950 CFS

Right Nos. 67-4062 and 67-201 are limited to a total combined diversion rate of 2.64 cfs.

PRIORITY DATE: 06/03/1890

POINT OF DIVERSION:

T15N R03W S30 SWSW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.030 CFS
IRRIGATION	03/15 10/31	0.950 CFS

PLACE OF USE: IRRIGATION Within WASHINGTON County

T15N R03W S32	NENE	30.00	T15N R03W S32	NWNE	22.00
T15N R03W S32	SWNE	32.00	T15N R03W S32	SENE	32.00
T15N R03W S32	NESE	11.00	T15N R03W S33	SWNW	2.00
T15N R03W S33	NWSW	3.00			

STOCKWATER same as IRRIGATION

132 ACRES TOTAL

total Right Nos. 67-4062 and 67-201 are limited to the irrigation of a combined of 132 acres in a single irrigation season.

This right is limited to the irrigation of 76 acres within the place of use described above in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed



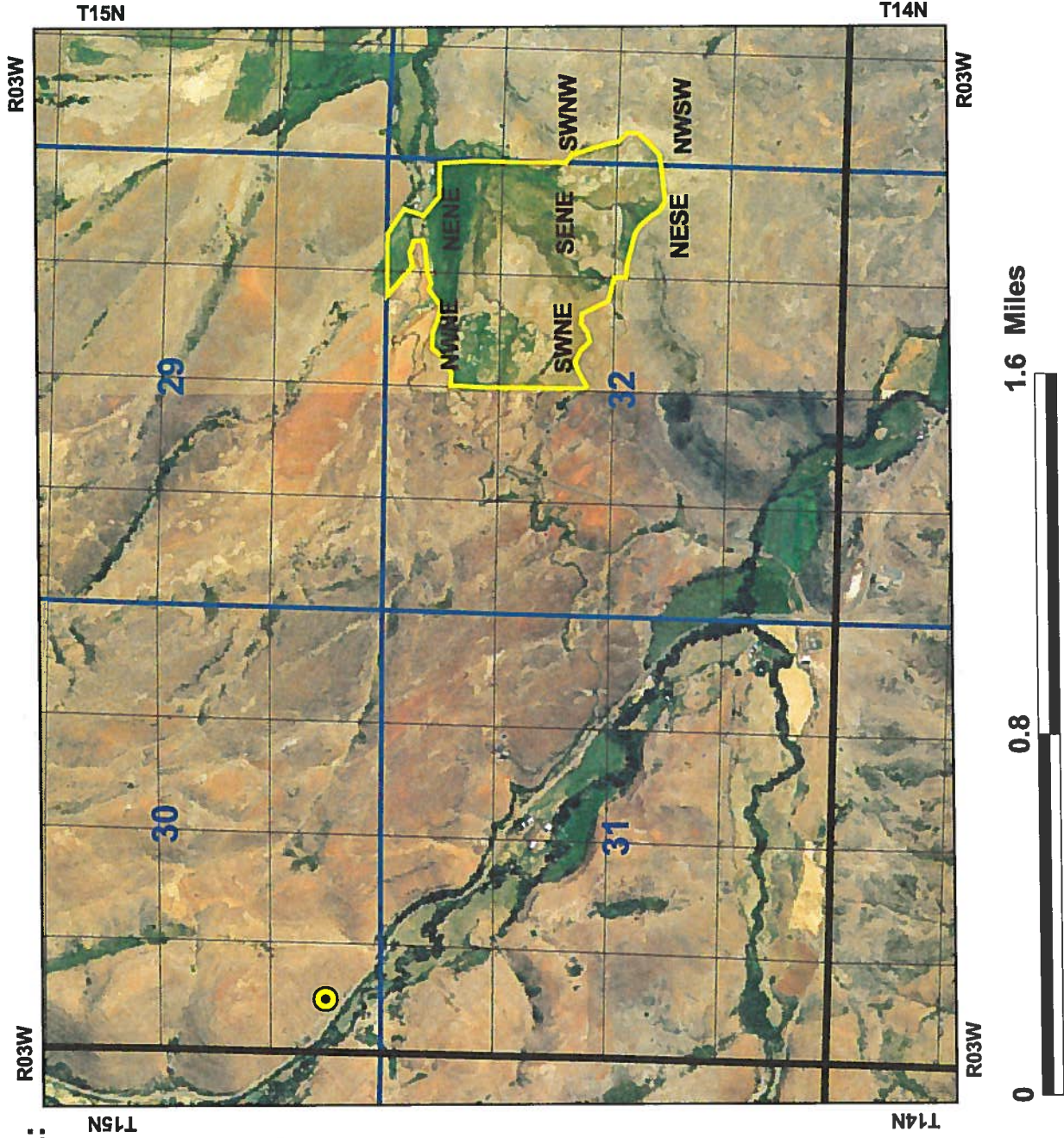
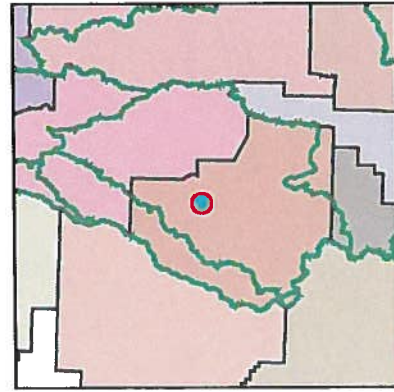
Idaho Department of Water Resources

SRBA Recommendation:

67-201

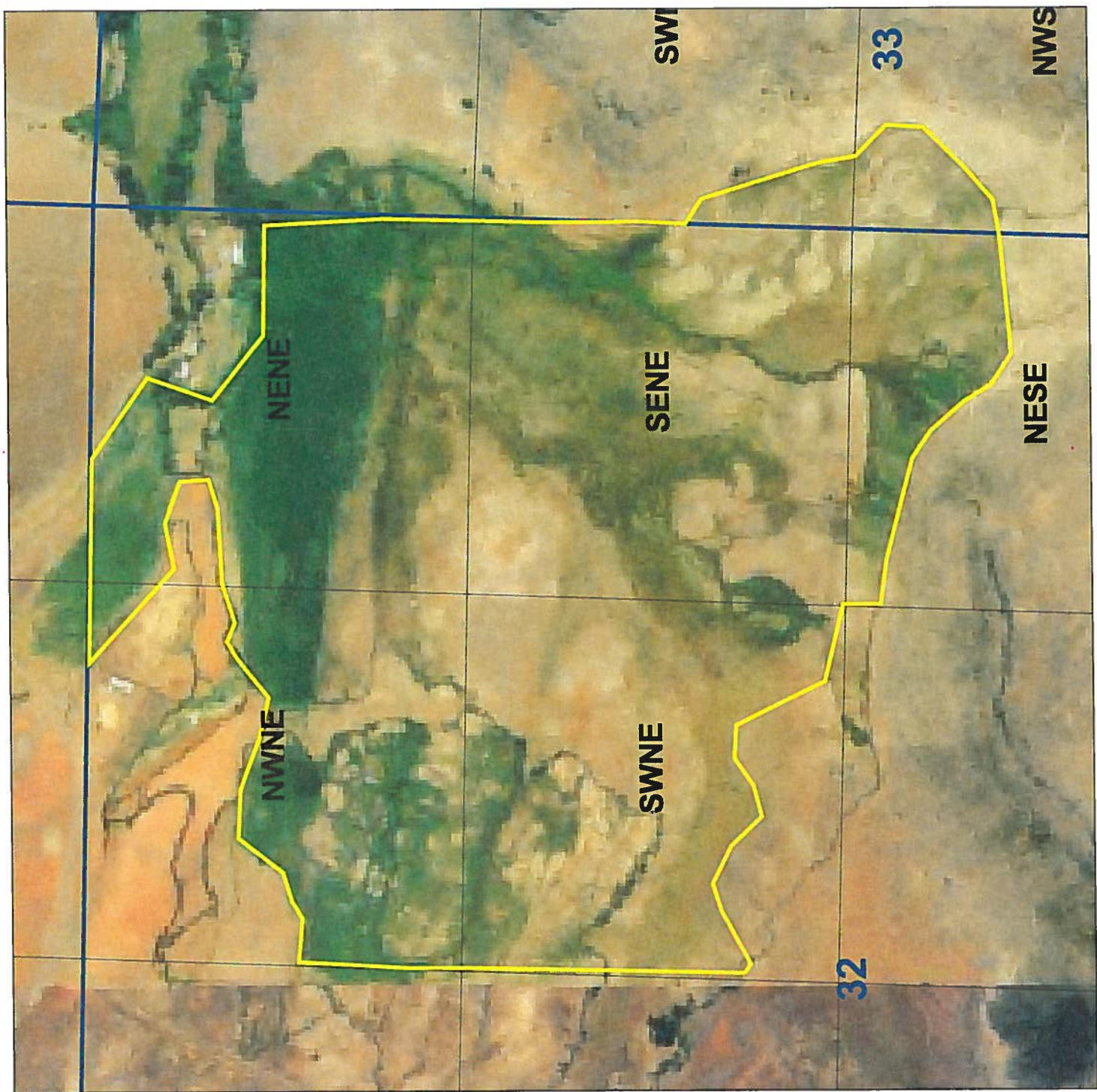
Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Prepared by M. Mount
On Thursday, September 7, 2006
1987/88 Aerial Photography

67-201



CONVERSATIONAL MEMORANDUM

Date: October 21, 2005

To: File 67-201, 67-4062

From: Craig L. Saxton

Subject: Phone Call - Evidence of Priority – Change of address mailing

Received a call from Fran Shaw.

Her husband has recently passed away and one of the things we discussed is that she will be sending in a change of address form. We did not discuss submitting a death certificate to get the contact info straight.

I also discussed the following issues with her. 67-4062 is a statutory claim that overlaps a portion of decreed right 67-201. 67-201 was decreed for 76 acres of water and they now irrigate 132 acres. This can be supported by GIS. I told Ms. Shaw that she will need to support EOP for when the additional acreage was irrigated. We discussed old aerial photos, affidavits from old timers (she bought the property 5 years ago so she doesn't know a lot of people). I explained that all she needs to do is show it was irrigated before 1971. She said she is working on it.

I told her that worse case scenario is that we will recommend 76 acres of irrigation based on the decree right.

I did not give her a deadline to submit the information.

Walter C Keithley

Elihu G Johnson

Sarah S Keithley, administratrix of the estate
of John D Keithley
and trustee of Howard K Keithley, John Keith-
ley and Clarence F Keithley.

Pine Creek.

Angus R. McDonald

Nels Buhl

James H Phillips

O E Schmits

O S Hulet

Enoch Bloomstrom

Harold R Kinney

Nathaniel H Wells

William W Allison

Joseph C Allinson

James W Tindell

Michael Ward

E E Edwards

Fannie R Baker

Denbrae Sheep Company

William Niemeyer

Mary Marquess

E M Fuller

John D Foreyth

James N Davis

Charles A Hnygood

John W Gibson

William A McKenzie

Elizabeth Webber for life

16 /

3 1/8 /

5 /

200 /

47 /

13 /

90 /

30 /

17 1/2 /

5 /

12 /

5 1/2 /

31 1/2 /

12 1/2 /

22 1/2 /

35 /

31 /

12 /

62 1/2 /

18 /

30 /

32 1/2 /

47 1/2 /

123 /

42 /

6 /

29 /

15 /

7 /

6 1/2 /

5 /

21 /

20 /

32 /

45 /

35 /

25 /

25 /

27 1/2 /

19 /

14 /

May 15, 1899 67 0179

May 15, 1899 67 0180

May 15, 1899 67 0181

May 15, 1877 67 0182

June 1, 1879 67 0183

June 1, 1905 67 0184

May 1, 1880 67 0185

June 1, 1884 67 0186 7845

June 5, 1884 67 0187

May 1, 1884 67 0188

May 1, 1904 67 0189

May 1, 1912 67 0190

June 1, 1886 67 0191

May 1, 1886 67 0192

May 1, 1889 67 0193

Aug 15, 1888 67 0194

Aug 15, 1888 67 0195

June 26, 1888 67 0196

May 6, 1899 67 0197

June 26, 1888 67 0198

May 1, 1906 67 0199

May 1, 1890 67 0200

June 3, 1890 67 0201

May 1, 1891 67 0202

May 1, 1891 67 0203

May 1, 1891 67 0204

May 1, 1900 67 0205

June 1, 1891 67 0206

May 1, 1892 67 0207

May 1, 1897 67 0208

— — — 67 0209

May 1, 1892 67 0210

May 1, 1893 67 0211

May 1, 1900 67 0212

May 1, 1900 67 0213

May 1, 1900 67 0214

May 1, 1900 67 0215

May 1, 1902 67 0216

May 1, 1900 67 0217

May 1, 1900 67 0218

May 1, 1901 67 0219

JUL 2 4 1906

Name	Amount (Inches)	Date	Land Description
PINE CREEK (Cont.)			
11 James W. Tindell	32 $\frac{1}{2}$ ✓	5--1-90 ✓	Lot 1, E $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 31, T. 15 N., R. 3 W.
12 Michael Ward	47 $\frac{1}{2}$ ✓	6--3-90 ✓	NE $\frac{1}{4}$ Sec. 32, T. 15 N., R. 3 W.
13 E. E. Edwards	123 ✓ 42 ✓	5--1-91 ✓ 5--1-91 ✓	S $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28; N $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 33, T. 15 N., R. 3 W.
14 Fannie E. Baker	6 ✓ 29 ✓	5--1-91 ✓ 5--1-00 ✓	SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4; E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 9; SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 10, T. 15 N., R. 4 W.
15 Denbrae Sheep Company	15 ✓	6--1-91 ✓	SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 33, T. 16 N., R. 4 W.; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32; SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 33, T. 16 N., R. 4 W.; Lots 3 and 4 of Sec. 4, T. 15 N., R. 4, W. ✓
16 William Niemeyer	7 ✓ 6 $\frac{1}{2}$ ✓	5--1-92 ✓ 5--1-97 ✓	W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24; NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25, T. 15 N., R. 4 W.; Lots 3 & 4, Sec. 30, T. 15 N., R. 3 W. ✓
17 Mary Marquess	5 ✓ 21 ✓ 20 ✓	----- 5--1-92 ✓ 5--1-93 ✓	NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 32; E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ and Lot 4, Sec. 31, T. 15 N., R. 3 W.; & SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 36, T. 15 N., R. 4 W., & Lot 3, Sec. 6, T. 14 N., R. 3 W. ✓
18 E. M. Fuller	32 ✓	5--1-00 ✓	SW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 2, T. 15 N., R. 4 W.
19 John D. Forsyth	45 ✓	5--1-00 ✓	E $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ of Sec. 11, T. 15 N., R. 4 W.
20 James N. Davis	55 ✓	5--1-00 ✓	SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 11, T. 15 N., R. 4 W.
21 Charles A. Haygood	25 ✓ 25 ✓	5--1-00 ✓ 5--1-02 ✓	W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec 12; NE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 13, T. 15 N., R. 4, W.; and Lot 4, Sec. 18, T. 15 N., R. 3 W. ✓
22 John W. Gibson	27 $\frac{1}{2}$ ✓	5--1-00 ✓	SW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 2; NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 11, T. 15 N., R. 4 W.
23 Wm. A. McKenzie	19 ✓	5--1-00 ✓	Lot 2 & 3, Sec. 3, T. 15 N., R. 4 W.; S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 34, T. 16 N., R. 4 W.

JUL 24 1996

ENOCH BLOOMSTROM: The North half of the Southwest Quarter of Section 10, Township 14 North, Range 3 West Boise Meridian. See last
page

HAROLD E KINNEY: The Northeast Quarter of Section 23, Township 15 North, Range 4 West, and 8 acres off the South side of the Southeast Quarter of the Southeast Quarter of Section 14, Township 15 North, Range 4 West Boise Meridian.

NATHANIEL H WELLS: A Tract 12 rods wide off of the East side of the Northeast Quarter, Section 23, and the Southwest Quarter of the Northwest Quarter, the West half of the Southwest Quarter and the Southeast Quarter of the Southwest Quarter Section 24, Township 15 North, Range 4 West Boise Meridian.

WILLIAM W ALLISON: The South half of the Southwest Quarter of Section 15, the North half of the Northwest Quarter and the North half of the Northeast Quarter of Section 22; and the North half of the Southwest Quarter of the Northeast Quarter of Section 22, Township 16 North, Range 4 West Boise Meridian.

JOSEPH C ALLISON: The Southwest Quarter, the Southeast Quarter of the Northeast Quarter, the Northwest Quarter of the Southeast Quarter and the South half of the Southwest Quarter of the Northeast Quarter of Section 22, Township 16 North, Range 4 West Boise Meridian.

JAMES W TINDELL: Lot 1, the East half of the Northwest Quarter and the Southwest Quarter of the Northeast Quarter, Section 31, Township 15 North, Range 3 West Boise Meridian.

MICHAEL WARD: The Northeast Quarter Section 32, Township 15 North, Range 3 West Boise Meridian.

E R EDWARDS: The South half of the Southwest Quarter and the Southwest Quarter of the Southeast Quarter of Section 28; the North half of the Northwest Quarter, the Southeast Quarter of the Northwest Quarter, the West half of the Northeast Quarter, the Southeast Quarter of the Northeast Quarter, the North half of the Southeast Quarter, and the Northeast Quarter of the Southwest Quarter of Section 33, Township 15 North, Range 3 West Boise Meridian.

FANNIE E BAKER: The Southeast Quarter of the Southeast Quarter of Section 4; the East half of the Northeast Quarter of Section 9; and the Southwest Quarter of the Northwest Quarter of Section 10, Township 15 North, Range 4 West Boise Meridian.

MEMBRAE SHEEP COMPANY: The Southeast Quarter of the Northwest Quarter and the Northeast Quarter of the Southeast Quarter of Section 32 and the Southwest Quarter of the Northwest Quarter and the Northwest Quarter of the Southwest Quarter of Section 33, all in Township 16 North, Range 4 West Boise Meridian, and the Southeast Quarter of the Southeast Quarter of Section 32, the Southwest Quarter of the Southwest Quarter of Section 33 in Township 16 North, Range 4 West Boise Meridian, and the Lots 3 and 4 of Section 4 in Township 15 North, Range 4 West Boise Meridian.

WILLIAM NIEMEYER: The West half of the Southeast Quarter, the Southeast Quarter of the Southeast Quarter, Section 24, the Northeast Quarter of the Northeast Quarter, the Southeast Quarter of the Northeast Quarter and the Northeast Quarter of the Southeast Quarter of Section 25, Township 15 North, Range 4 West Boise Meridian, and Lots 3 and 4 Section 30, Township 15 North, Range 3 West Boise Meridian.

MARY MARQUETS: The Northwest Quarter of the Southwest Quarter Section 32, the East half of the Southeast Quarter, the Southwest Quarter of the Southeast Quarter, the

JUL 24 1903



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

December 14, 2000

GENE SHAW TRUST
664 SE 28TH WAY
MELROSE FL 32666

RE: Water Right No. 67-11528

Dear Property Owner:

Enclosed is a copy of the above referenced water right, which reflects the necessary name additions for the land and appurtenant water rights covered under the original filing. Also enclosed is a copy of the Notice of Completed Administrative Proceedings which has been sent to the Snake River Basin Court as notification of the change.

Please note, the ownership has also been changed on claim number A67-00201, and a copy is enclosed.

Thank you for your patience and cooperation, as we have had several ownership changes to process. If you have any questions concerning the enclosed water rights, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region

DB:db

Enclosures

cc: Bernice Armacost